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OFFICE OF PETITIONS

In re Application of
Mori et al.
Application No.09/804,249
Filed: March 13, 2001
Title of Invention: Electronic Mail System and
Electronic Mail Delivery Method

ON PETITION

This is a decision on the petition under 37 CFR §1.137(b), filed June 26, 2006.

This above-identified application became abandoned for failure to file a proper reply to the final Office Action of December 15, 2005. The final Office Action set a three (3) month shortened statutory period for reply. An amendment after final Office Action was filed on May 8, 2006 with a request for a two month extension of time. An Advisory Action mailed on June 6, 2006 informed petitioner the application was not placed in condition for allowance. Accordingly, this application became abandoned on May 16, 2006. This decision precedes the mailing of a Notice of Abandonment.

The requirements for a grantable petition under 37 CFR §1.137(b) have been met. This petition is hereby **Granted**.

A three (3) month extension of time was requested. However, pursuant to 37 CFR §1.136, an extension of time must be filed prior to the expiration of the maximum extendable period for reply. See In re Application of S., 8 USPQ2d 1630, 1631 (Comm'r Pats. 1988) Petitioner's six (6) month statutory period expired on June 16, 2006. Petitioner is ineligible for any extensions of time. Accordingly, the \$570.00 will be refunded.

The Request for Continued Examination (RCE), and the amendment previously submitted will be forwarded to Technology Center 2100 for further processing.

Telephone inquiries concerning this matter should be directed to the undersigned at (571) 272-3215.

A handwritten signature in black ink, appearing to read "Charlema R. Grant". The signature is fluid and cursive, with a large initial "C" and a stylized "G" at the end.

Charlema R. Grant
Petitions Attorney
Office of Petitions